

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF OHIO

NECA-IBEW PENSION FUND (THE) No. 1:11-cv-00451-MRB-JGW
DECATUR PLAN) and DENNIS PALKON)
Derivatively on Behalf of CINCINNATI BELL)
INC.)
)
Plaintiffs,)
)
vs.)
)
PHILLIP R. COX, et al.,)
)
Defendants,)
)
– and –)
)
CINCINNATI BELL INC., an Ohio)
corporation,)
)
Nominal Party.)
)

PLAINTIFFS' NOTICE OF DISMISSAL OF
DEFENDANT TOWERS WATSON & CO.

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TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD

WHEREAS, after meeting and conferring and exchanging information regarding defendant Towers Watson & Co.'s ("Towers Watson") role with respect to the challenged 2010 executive compensation, plaintiffs NECA-IBEW Pension Fund (The Decatur Plan) and Dennis Palkon and defendant Towers Watson agree that Towers Watson should be voluntarily dismissed without prejudice from the above-referenced action. Therefore, plaintiffs, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, hereby dismiss defendant Towers Watson without prejudice.

DATED: November 14, 2011

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s/ Travis E. Downs III

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CERTIFICATE OF SERVICE

I hereby certify that on November 14, 2011, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on November 14, 2011.

s/ Travis E. Downs III
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Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)